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2661

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

H. Joiner et al.

Application No. 10/029,591

Filed: 12/21/2001

For: SYSTEM, METHOD AND COMPUTER
PROGRAM PRODUCT FOR A NETWORK
ANALYZER BUSINESS MODEL)
) Group Art Unit: 2661
)
) Examiner: Unassigned
)
) Atty. Docket No. NAI1P063/
) 01.305.01
)
)
) Date: January 9, 2004
)
)
)
)CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited as first class mail addressed to the Commissioner of Patents, Alexandria, VA 22313-1450 on January 9, 2004.

Signed:

Erica L. Farlow

REQUEST FOR STATUS OF PETITION TO MAKE SPECIAL

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Commissioner for Patents
Alexandria, VA 22313-1450

JAN 14 2004

Technology Center 2600

Sir:

Applicant hereby requests status of the Petition to Make Special that was filed in the above-referenced patent application. This Petition was filed on May 28, 2003, and no official decision has been received as of this date. A copy of the Petition and the return receipt postcard are attached.

Respectfully submitted
Silicon Valley IP Group, PC
Kevin J. Zilka
Reg. No. 41,429P.O. Box 721120
San Jose, CA 95172-1120
(408) 971-2573

Attorney Docket No. NAI1P063/01.305.01



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PATENT POSTCARD

Docket No.	NAI1P063	Appln. No.:	10/029, 591	Date:	5/28/2003
By:	KJZ:Elf	Filing Date:	12/21/2001	Express Mail No.:	
Inventor(s):	H. Joiner et al.				
Title:	SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT OF A NETWORK ANALYZER BUSINESS MODEL				

The following has been received in the U.S. Patent & Trademark Office on the date stamped below:

- X Petition to Make Special
- X Check No. 1830 in the amount of \$130.00
- X Return Postcard



COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

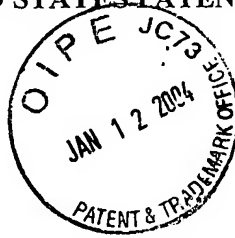
In re the application of:

H. Joiner et al.

Application No. 10/029,591

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For: SYSTEM, METHOD AND COMPUTER
PROGRAM PRODUCT FOR A NETWORK
ANALYZER BUSINESS MODEL



) Group Art Unit: Unassigned

) Examiner: Unassigned

) Atty. Docket No. NAIIP063/

) 01.305.01

) Date: May 28, 2003

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Petitions, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 28, 2003.

Signed: _____

Erica L. Farlow

Mail Stop Petitions
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO MAKE SPECIAL

37 C.F.R. 1.102 and MPEP § 708.02(II)

Sir:

I hereby petition for Advancement of Examination of the above referenced application under 37 C.F.R. 1.102 and MPEP 708.02(II).

As the undersigned practitioner, being duly registered to practice before the U.S. Patent and Trademark Office, I make the following statements in support of this petition.

I am informed, believe and allege thereon that an infringing device or product is actually on the market and/or an infringing method is actually in use (MPEP 708.02(II)(A)).

I have made a rigid comparison of the alleged infringing device, product or method with the claims of the application, and in my opinion some of the claims are unquestionably infringed (MPEP 708.02(II)(B)).

I have made or caused to be made a careful and thorough search of the prior art (MPEP 708.02(II)(C)).

Uncovered references were submitted previously in an information disclosure statement (IDS).

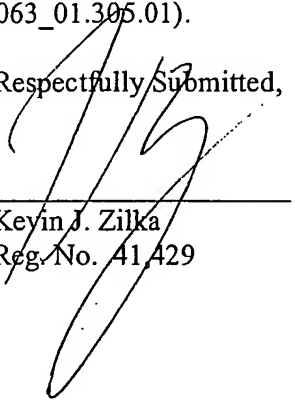
FEES

Attached is a check in the amount of \$130 for the Petition fee. However, if it is determined that any additional fee is due the Office is authorized to charge the amount or credit any overpayment to deposit account 50-1351 (Order No. NAIIP063_01.305.01).

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Respectfully Submitted,



Kevin J. Zilka
Reg. No. 41,429